

ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
JUNE 21, 2017
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501

Members present: Scott Holewinski, Billy Fried, Mike Timmons, Dave Hintz, and Jack Sorensen

Members absent: None

Department staff present: Karl Jennrich, Zoning Director; Kathy Ray, Land Use Specialist; Scott Ridderbusch, Land Use Specialist; and Julie Petraitis, Program Assistant

Other county staff present: Brian Desmond, Corporation Counsel

Guests present: See sign in sheet.

Call to order.

Chairman Scott Holewinski called the meeting to order at 12:30 p.m., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

Motion by Dave Hintz, second by Jack Sorensen to approve the Amended Agenda. With all members present voting “aye”, the motion carried.

It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85 (1)(g), conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into closed session.

- a. Closed session minutes of May 17 and June 7, 2017.

Motion by Jack Sorensen, second by Dave Hintz to go into closed session. With all member voting “aye”, on roll call vote the motion carried.

A roll call vote will be taken to return to open session.

Motion by Jack Sorensen, second by Dave Hintz to return to open session. With all members voting “aye”, on roll call vote the motion carried.

Announcement of any action taken in closed session.

Motion by Jack Sorensen, second by Dave Hintz to approve the closed session minutes of May 17 and June 7, 2017. Aye: Unanimous.

A roll call vote will be taken to return to open session.

Motion by Jack Sorensen, second by Dave Hintz to return to open session. With all members present voting “aye”, the motion carried.

Public comments. Bob Martini spoke.

Approve meeting minutes of May 31, and June 7, 2017.

Motion by Jack Sorensen, second by Mike Timmons to approve meeting minutes of May 31 and June 7, 2017. With all members present voting “aye”, the motion carried.

Discuss/act on irrevocable letter of credit for Highpoint Sand and Gravel, LLC, Non-Metallic Mine #3, for property located at 7483 Kloes Pit Road further described as NW SW, Section 36, T39N, R7E, PIN WR 453, Town of Woodruff.

Motion by Dave Hintz, second by Jack Sorensen to accept any revocable letter of credit with the amount to be determined by the Planning and Zoning Director and/or Highway Commissioner. With all members present voting “aye”, the motion carried.

Discuss mobile food units and zoning use permit requirements. The committee will also be discussing a request in the Town of Three Lakes for the placement of a hot dog/ice cream stand for certain events.

Discussion only.

Discussion/act on a presentation to the August Oneida County Board of Supervisors meeting concerning the Wisconsin Public Trust Doctrine.

Karl will set this up with Lynn Markum to have a presentation for the Committee before presenting to the full County Board.

Discuss hiring a court reporter to transcribe the digital recording of June 14th Planning and Development Committee – Marshfield Clinic.

No action taken.

Discussion/act on Land Use Specialist vacancy in the Minocqua Office.

Motion by Scott Holewinski, second by Mike Timmons to waive the six-month vacancy review period. With all members present voting “aye”, the motion carried.

Discuss/act on the purchase of two range finders – an unbudgeted item through the non-metallic mining budget.

Motion by Jack Sorensen, second by Mike Timmons to approve the purchase. With all members present voting “aye”, the motion carried.

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Rezone Petition #5-2017 authored by Bartlett Place, LLC, owner, and Tia Duppler, agent, to rezone all that part of Government Lot 5, Section 11, T39N, R6E, 8579 Hwy 51, PIN MI 2178-18, Town of Minocqua.

Mr. Jennrich read the Notice of Public Hearing into the record. The notice was published in the Northwoods River News on June 6 and June 13, 2017 and posted on the Courthouse bulletin board on June 2, 2017. The proof of publication is contained in the file.

Correspondence in the file includes a letter and an e-mail from Tia Duppler and a letter from the Town of Three Lakes approving the rezone request. There was nobody present in favor of or opposed to the rezone request.

Motion by Jack Sorensen, second by Dave Hintz to approve the rezone request and forward to the Oneida County Board of Supervisors. With all members present voting “aye”, the motion carried.

Revision to Conditional Use Permit application by Chad Bierbrauer to lease space to operate a reservation, information, and rental shop including outdoor operations on the following described property: Part of Government Lot 5, Section 11, T39N, R6E, 8579 Hwy 51, PIN MI 2178-18, Town of Minocqua.

Mr. Jennrich read the Notice of Public Hearing into the record. The notice was published in the Northwoods River News on June 6 and June 13, 2017 and posted on the Courthouse bulletin board on June 2, 2017. The proof of publication is contained in the file.

Correspondence in the file includes a letter from the Town of Minocqua recommending approval. There was nobody present in favor of or opposed to the CUP.

If the committee finds the general standards have been met, Staff would recommend approval with the following conditions:

1. The nature and extent of the use shall not change from that described in the application and approved in the Conditional Use Permit.
2. Subject to the Town’s review and recommendations.
3. Signage to conform to 9.78 Oneida County Zoning & Shoreland Protection Ordinance as amended 07-15-2016.
4. Pier to conform to 9.98 Oneida County Zoning & Shoreland Protection Ordinance as amended 07-15-2016.
5. Subject to a signed lease agreement for parking spaces and pier berths located at 8575 Hwy 51, concurrent with CUP #1600328.
6. No parking will be permitted I the town road right-of-way.

Motion by Billy Fried, second by Dave Hintz to approve the CUP as the standards have been met and with Staff conditions. With all members present voting “aye”, the motion carried.

Ordinance Amendment #6-2017 authored by the Planning and Development Committee. The ordinance amendment will repeal Article 9, Shoreland Protection Provisions of Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance. These revisions are due to 2015 Wisconsin Act 55, 2016 Wisconsin Act 167 and 2016 Wisconsin Act 319. The provisions of Article 9 are commonly called shoreland protection provisions and apply to structures and properties within 1,000 feet of the ordinary high water mark of a lake and/or 300 feet from the ordinary high water mark of a navigable river or stream.

The ordinance amendment will also be adding definitions and modifying existing definitions to Article 10 – Definitions. Furthermore, changes will be made to Article 3-Zoning, Administrative Review, and Sanitary Permits and Article 7-9.72 Building Height Restrictions. The changes to Article 3, 7, and 10 are noted by strikethrough and underline.

Mr. Jennrich read the Notice of Public Hearing into the record. The Notice was published on June 6 and June 13, 2017. It was posted on the Courthouse bulletin board on June 2, 2017.

The proof of publication is contained in the file.

Correspondence in the file includes:

A letter from the Town of Sugar Camp.

A letter from the Oneida County Lakes River Association.

A letter from Kathy Noel.

An e-mail from Karl Fate

An e-mail from Mary Andrews

An e-mail from Tom Peterson

A letter from Joe and Joy Smogor

A letter from Michael and Shirley Noonan

An e-mail from Steve Doucette

An e-mail from Neal Puncochar

A letter from Bob and Nancy Karl

A letter from Robert Swanson

A letter from Michael and Shirley Noonan

A letter from the Wisconsin Department of Natural Resources

Bill Liebert spoke.

Mr. Jennrich summarized the changes.

Chairman Holewinski opened the public portion of the public hearing.

Connie Anderson Spoke

Lori Asplund spoke.

Bill Liebert spoke

Mary Andrews spoke

Dave Noel spoke

Dennis Passmore spoke

Robert Elliott spoke

Chairman Holewinski closed the public portion of the public hearing.

Discussion was held on extending the time for public comment.

Motion by Mike Timmons, second by Jack Sorensen to accept written public comment until July 19, 2017. With all members present voting “aye”, the motion carried.

Refunds. **There are three refunds. Motion by Dave Hintz, second by Jack Sorensen to approve the refunds as requested. With all members present voting “aye”, the motion carried.**

Line item transfers, purchase orders, and bills.

Motion by Scott Holewinski, second by Mike Timmons to approve the purchase orders and bills as submitted. With all members present voting “aye”, the motion carried.

Approve future meeting dates: **July 5 and July 19, 2017.**

Public comments. **None**

Future agenda items. **As discussed.**

Adjourn.

3:25 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Billy Fried to adjourn the meeting. With all members present voting “aye”, the motion carried.

Chairman Scott Holewinski

Karl Jennrich
Planning & Zoning Director